

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

-----	X	
MICHAEL WARREN and EVELYN WARREN,	X	
Plaintiffs,	X	
-against-	X	
	X	
THE CITY OF NEW YORK, a municipal entity;	X	08-CV-3815 (ARR) (RER)
NEW YORK CITY POLICE COMMISSIONER	X	
RAYMOND KELLY; NEW YORK CITY	X	ECF Case
POLICE SERGEANT STEVEN TALVY	X	
(Shield No. 5408); NEW YORK CITY POLICE	X	
OFFICER JOSEPH TILLOTSON	X	NOTICE OF MOTION IN
(Shield No. 30215); NEW YORK CITY POLICE	X	LIMINE
OFFICER JOHN ACCONI (Shield No. 5075);	X	
NEW YORK CITY POLICE OFFICER	X	
MIRABEL SARANTE (Shield No. 10211),	X	
NEW YORK CITY POLICE OFFICER	X	
ANTHONY CAROZZA (Shield No. 16222),	X	
individually and in their official capacities; and	X	
JOHN DOES 1-10, New York City Police	X	
Officers, Supervisors and/or Commanders,	X	
individually and in their official capacities,	X	
Defendants.	X	
-----	X	

PLEASE TAKE NOTICE that plaintiff moves before the Honorable Judge Allyne R. Ross of this Court, at the United States Courthouse for the Eastern District of New York, 225 Cadman Plaza, Brooklyn, New York, for an Order pursuant to Federal Rules of Evidence 401, 402, 403, 702, 801, 802, 805, and 1002 excluding from introduction or reference to at trial: (1) news articles and recordings; (2) summaries and/or recordings of statements allegedly made by witnesses; (3) a summary of an oral statement and written statements made by Evelyn and Michael Warren to an Investigator for the Civilian Complaint Review Board (CCRB); (4) video

footage of a McDonald's Parking Lot; (5) documents from *People v. Moody*, Docket # 5968/07; (6) information regarding the names of Michael Warren's prior or current clients, and/or the specific nature of their cases; and (7) the testimony of Dr. Steven Martin and Dr. Paul Hymowitz, together with such other relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE, that in support of the within motion, the plaintiff will rely upon the accompanying Memorandum of Law; the Declaration of Elizabeth Logemann dated April 11, 2012, including the exhibits attached thereto; and all prior pleadings and proceedings herein.

Dated: New York, New York
April 11, 2012



Jonathan C. Moore
Elizabeth C. Logemann
BELDOCK LEVINE & HOFFMAN LLP
99 Park Avenue
New York, New York 10016
(212) 490-0400

Attorneys for Plaintiff

TO: Arthur G. Larkin, Esq.
Senior Counsel
New York City Law Dept.
100 Church Street, Room 3-177
New York, New York 10007
(212)788-1599

Attorneys for Defendants